

8006

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

Josephine Amatucci

v.

Joseph Laplante, Mullen, INDIVIDUALLY

Docket 22-cv-547

Ransmeier & Spellman , OFFICIALLY

jury trial demanded

Chase, individually, Town of Wolfeboro

OFFICIALLY

*PLEASE SEE EVIDENCE OF THE ABUSE OF JUDGE
LAPLANTE, HIS TRESPASSING OF THE LAW, WHEN HE
TRIES UNDER FRAUD - IN VIOLATION OF THE LAW,
W HERE IN NEW HAMPSHIRE SPEEDING IS NOT A CRIME
MEANING PROBABLE CAUSE DOES NOT EXIST TO VIOLATE
THE LAW. A CRIME WAS NOT COMMITTED.*

Josephine Amatucci

*P. S. GET ME BEFORE A JURY OF MY PEERS FOR DAMAGES
UNDER 1983 FOR A FOURTH & FOURTEEN AMENDMENT
VIOLATION.*

unreasonable seizures "is not offended." Collins v. Univ. of N.H., 664 F.3d 8, 14 (1st Cir. 2011).

"Probable cause exists when police officers, relying on reasonably trustworthy facts and circumstances, have information upon which a reasonably prudent person would believe the suspect had committed or was committing a crime." United States v. Pontoo, 666 F.3d 20, 31 (1st Cir. 2011) (internal quotation marks and citations omitted). "'The question of probable cause . . . is an objective inquiry,' and [courts] do not consider the 'actual motive or thought process of the officer.'" Kenney v. Head, 670 F.3d 354, 358 (1st Cir. 2012) (citation omitted).

It is important to note, at the outset, that in order for Mrs. Amatucci to prove her case, she must show that the defendants are liable for a malicious prosecution as to the speeding charge resulting in acquittal, as opposed to the disobeying an officer charge of which she was convicted. As the court rules, see Part III, infra, she cannot prove that claim. Even if she had been arrested or detained for speeding, however, that charge was supported by probable cause.

A. RSA 265:60

In New Hampshire, the offense of speeding is committed when

a person drives at "unreasonable and imprudent" speeds for the

PROSECUTED
ALSO
A SPEEDY
TRIAL
VIOLATION

YOU DON'T GET ARRESTED FOR SPEEDING
WHERE SPEEDING IS NOT A CRIME IN NEW HAMPSHIRE
THE ARREST-SEIZURE - IS A 4TH AMEND. VIOLATION

13
ACCORDING TO THE LAW THERE IS NO PROBABLE CAUSE ESTABLISHED
TO ARREST FOR SPEEDING, IF IT IS NOT A CRIME.
SPEEDING IS NOT A CRIME

**Wolfeboro Police Department
Arrest Report**

Page: 2
05/21/2014

**Arrest #: 14-84-AR
Call #: 14-14889**

8
EVIDENCE # ~~225~~

DEFENDANT(S)	SEX	RACE	AGE	SSN	PHONE
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[RIGHTS/BOOKING CHECKS]

RIGHTS ADVISED BY: Patrolman Shane Emerson
PHONE USED: N
ARRESTEE SECURED: N

DATE/TIME: 05/07/2014 @ 1300

FINGERPRINTED: N
PHOTOGRAPHED: Y
SUICIDE CHECK: Not Performed
PERSONS: State&Federal
NCIC VEHICLE CHECK: Not Performed
INJURY OR ILLNESS: N

OFFENSE(S)	ATTEMPTED	TYPE	CLASS
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LOCATION TYPE: Other/Unknown
TOWN HALL
84 SOUTH MAIN ST
WOLFEBORO NH 03894

Zone: Downtown

DISOBEYING AN OFFICER

265 4

OCCURRED: 05/07/2014 1248

SUSPECTED OF USING: Not Applicable

N

B

Misdemeanor B

FAILURE TO OBEY POLICE OFFICER (TRAFFIC)

265 3

OCCURRED: 05/07/2014 1248

SUSPECTED OF USING: Not Applicable

N

B

Misdemeanor B

SPEED - BASIC RULE

265 60,1

OCCURRED: 05/07/2014 1248

SUSPECTED OF USING: Not Applicable

N

Violation

NO ARREST - JUST A FINE

VEHICLE(S)	YEAR	MAKE	STYLE	COLOR1	COLOR2	REG	VALUE
PT CRUISER	2006	CHRY	4R	BLU		NH 2321610	\$1.00

STATUS: Seized (Not Previously Stolen)
OWNER: AMATUCCI, JOSPEHINE
VIN: 3A4FX48B76T266136

DATE: 05/08/2014

OTHER PROPERTIES	PROPERTY #	STATUS
RED, FLASH DRIVE/COPY ON CD QUANTITY: 2 SERIAL #: NOT AVAIL DATE: 05/21/2014 OWNER: AMATUCCI, JOSPEHINE	14-98-PR VALUE: \$1.00	Evidence (Not Nibrs Reportable)

